

## ORDINANCE NO. 1420

**AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON, ACCEPTING THE DONATION OF ONE HUNDRED THOUSAND (\$100,000) DOLLARS FROM THE GIG HARBOR KIWANIS FOUNDATION TO FUND THE PUBLIC ART PIECE SELECTED THROUGH THE HONORING PROJECT ART CALL TO BE PLACED AT AUSTIN ESTUARY PARK; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.**

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WHEREAS, pursuant to RCW 35.21.100, the City of Gig Harbor may accept any donations of money or property by ordinance, and may carry out the terms of the donation, if the same are within the powers granted to the City by law; and

WHEREAS, the City has received a request from The Gig Harbor Kiwanis Foundation in partnership with the Puyallup Tribe of Indians to fund a portion of the creation and installation of a visual art piece at a donation amount of one hundred thousand dollars (\$100,000); and

WHEREAS, the City Council passed Resolution 1039 on July 25, 2016 adopting the Parks Commission and Arts Commission recommendations to support an art installation at Austin Estuary Park; and

WHEREAS, the City Council has allocated fifty-five thousand dollars (\$55,000) towards this project for a total cost of one hundred fifty thousand dollars (\$150,000); now, therefore,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, DO ORDAIN AS FOLLOWS:

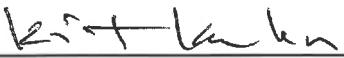
Section 1. Acceptance of Donations. The City Council hereby accepts the donation from The Gig Harbor Kiwanis Foundation of one hundred thousand (\$100,000) dollars to be applied toward the contract with the successful bidder of the Honoring Project Art Call. Such donation shall be used in conjunction with an additional fifty-five thousand (\$55,000) dollars allocated by the City of Gig Harbor for the creation and installation of a visual art piece at Austin Estuary Park.

Section 2. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.


Section 3. Effective Date. This ordinance shall take effect (5) days after passage and publication of an approved summary thereof consisting of the title.

PASSED by the Council and approved by the Mayor of the City of Gig Harbor this 8th day of July, 2019

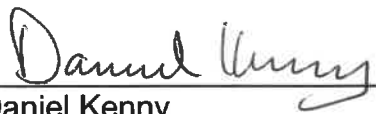
CITY OF GIG HARBOR

  
\_\_\_\_\_  
Mayor Kit Kuhn

ATTEST/AUTHENTICATED:

  
\_\_\_\_\_  
Molly M. Towslee, City Clerk

APPROVED AS TO FORM:  
Office of the City Attorney

  
\_\_\_\_\_  
Daniel Kenny

FILED WITH THE CITY CLERK: 06/18/19  
PASSED BY THE CITY COUNCIL: 07/08/19  
PUBLISHED: 07/18/19  
EFFECTIVE DATE: 07/23/19  
ORDINANCE NO. 1420

**THE GIG HARBOR KIWANIS FOUNDATION**

P.O. Box 1491

Gig Harbor, Washington 98335

FEIN: 36-4524136

May 24, 2019

Nicole Jones-Vogel, AICP  
City of Gig Harbor | Parks Manager  
3510 Grandview Street, Gig Harbor, WA 98335

Re: The Honoring Project

Dear Ms. Jones-Vogel:

This letter will confirm that The Gig Harbor Kiwanis Foundation, in partnership with the Puyallup Tribe of Indians, desires to donate the sum of One Hundred Thousand Dollars (\$100,000.00) to the City of Gig Harbor for the HONORING PROJECT at Austin Estuary Park. This donation is to be applied toward the contract with the successful bidder of the Honoring Project Art Call, and used, in conjunction with an additional Fifty Thousand Dollars (\$50,000.00) allocated by the City of Gig Harbor, for the creation and installation of a visual art piece at Austin Estuary Park.

Sincerely,

The Gig Harbor Kiwanis Foundation



Nick L. Markovich  
Vice President

NLM/cav